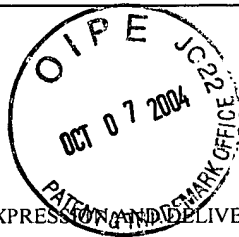


In re
Application of: Westaway, et al.

Serial No. 09/580,476

Filing Date: 26 May 2000

For: FLAVIVIRUS EXPRESSION AND DELIVERY SYSTEM



Atty. Ref. No.: 45930.3.0

Group Art Unit: 1636

Examiner: David Guzo

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir: Transmitted herewith is an amendment in the above-identified application.

[x] applicant(s) is/are entitled to small entity status in accordance with 37 CFR 1.27.

[] No additional fee is required. The fee has been calculated as shown below:

| (Col. 1) | | (Col. 2) | | (Col. 3) | SMALL ENTITY | | OTHER THAN A SMALL ENTITY | | |
|--|----------------------------------|----------|---------------------------------|---------------|--------------|------------|---------------------------|-------|------------|
| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDIT. FEE | OR | RATE | ADDIT. FEE |
| TOTAL | 37 | MINUS | ** 65 | = 0 | \$9 | \$ 0 | | \$18 | \$ |
| INDEP. | 3 | MINUS | *** 6 | = 0 | \$44 | \$ 0 | | \$88 | \$ |
| | | | | | | \$ 0 | | | \$ |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | | TOTAL | \$ 0 | OR | TOTAL | \$ |
| | | | | | ADDIT. FEE | | | | |

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

[] Please charge Deposit Account No. 061910 in the amount of \$_____.

[] A check in the amount of \$_____ is attached.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 061910, including any filing fees under 37 CFR 1.16 for the presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Philip M. Goldman

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I hereby certify that this correspondence is being:

[X] deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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on this 4 day of October, 2004

By Doreen Moore



1636
Jhr

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:

WESTAWAY, et al.

Serial No.: 09/580,476

Filed: 26 May 2000

For: FLAVIVIRUS EXPRESSION AND
DELIVERY SYSTEM

To: Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

) Art Unit: 1636

) Our Ref. 45930.3.0

) Examiner: David Guzo

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on this 4 day of October, 2004

By Deen Moore

AMENDMENT

This Amendment is filed in response to the Office Action mailed May 4, 2004, the period for response which has been extended to October 4, 2004 by the accompanying Petition for Extension of Time.